



December 14, 2016

Ms. Brenda Foust
920 Metcalf Avenue Apt 9D
Bronx, NY 10473

Dear Ms. Foust:

This letter is in response to your U.S. General Services Administration (GSA) Freedom of Information Act (FOIA) request (GSA-2017-000164), dated November 15, 2016, in which you requested the following:

“3. Any and all e-mail correspondence and all associated attachments from Career Management Associates of Iowa through the domain to Mr. Darren Gomez (darren.gomez@gsa.gov) and/or any e-mail from Mr. Darren Gomez (Darren.gomez@gsa.gov) to Career Management Associates of Iowa through the domain.”

Please be advised we have determined to withhold the responsive documents pursuant to exemptions 4 and 5 of the FOIA (5 U.S.C. §552(b)(4), (b)(5)).

The fourth exemption permits an agency to withhold information that contains commercial or financial information obtained from a person that is privileged or confidential. GSA may withhold commercial or financial records if release of the information would involve a substantial risk of competitive injury to a business that directly or indirectly furnished information to GSA. We determined that the redacted information clearly falls within the scope of this exemption because public disclosure of this information is likely to cause substantial competitive harm to the business that furnished the information.

Exemption 5 permits an agency to withhold inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency. The exemption also incorporates the privileges that protect materials from discovery in litigation, including the deliberative process, attorney work-product, attorney client, and commercial information privileges. Such documents include internal justifications and contract administration document. We have determined that the denial of the release of the requested information meets this test.

You have the right to appeal this denial. To do so, you must write within 90 days of your receipt of this letter to the following address:

U.S. General Services Administration
1800 F. Street, NW
Washington, DC 20405
Telephone: (202) 501-0800
Fax: (202) 501-2727

U.S. General Services Administration
FOIA Requester Service Center (H1F)
1800 F Street, NW, Room 7308
Washington, DC 20405

Please enclose copies of your initial request and a copy of this letter. Both the appeal letter and the envelope should be marked prominently "Freedom of Information Act Appeal".

This completes our action on this FOIA request. Should you have any questions, please contact Lawrence Eng at (212) 577-7902 or by email at Lawrence.Eng@gsa.gov. You may also contact the GSA FOIA Public Liaison, Audrey Brooks, at (202) 205-5912 or by email at audrey.brooks@gsa.gov for any additional assistance and to discuss any aspect of your FOIA request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Travis Lewis

Travis Lewis
FOIA Program Manager